

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,) CR. NO. 05-00260 JMS
)
Plaintiff,) DECLARATION
)
vs.)
)
JAMES T. LOW,)
)
)
Defendant.)
)

DECLARATION

I, JAMES T. LOW, hereby declare as follows:

1. I am the defendant in this case and I am proceeding to trial as a pro se defendant;
2. I was arrested on or about June 8, 2005.
3. On information and belief, the government searched a locker in my name pursuant to a search and seized four firearms and over 700 rounds of ammunition on or about the same date that I was arrested.
4. After the government was advised that I did not wish to enter a guilty plea and that I wished to represent myself at trial, the government filed a second superseding indictment on or about April 12, 2006 charging me for the first time with I possession of the firearms and ammunition;
5. I believe that I was charged by the government with the firearms and

ammunition count to punish me for wishing to exercise my constitutional rights to go to trial before a jury.

6. I therefore respectfully submit that good cause exists to grant this motion.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS
TRUE AND CORRECT.

Dated: Honolulu, Hawaii, May 12, 2006.


JAMES T. LOW
JAMES T. LOW